IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FOURTH DAY OF MARCH
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE D.S.R.VARMA

WRIT PETITION NO : 5950 of 2005

Between:

Royal Cultural Association & Health Club,

Represented by its President A.Venunath, S/o Ashok,
R/o 277/SRT, MCH NO. 7-1-621/298,

Sanjeevareddynagar, Hyderabad

..... PETITIONER

AND

1 The Commissioner of Police, Hyderabad
2 The Deputy Commissioner of Police, West Zone, Saifabad, Hyderabad
3 The Assistant Commissioner of Police, West Zone Punjgagutta, Hyderabad
4 The Deputy commissioner of Police (Task Force), Begumpet, Hyderabad
5 The Inspector of Police (Task Force), Hyderabad, Begumpet, Hyderabad
6 The Inspector of Police Sanjeevareddynagar, Hyderabad
7 The Sub-Inspector of Police, Sanjeevareddynagar, Hyderabad

..... RESPONDENTS

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an appropriate Writ order or direction more particularly in the nature of Writ of Mandamus directing the respondents to check, search or inspect the permises on credible information of the petitioner, more particularly the card room in the presence of the two mediators of respectable status of the society, and pass such other order or orders as the Hon'ble Court may deem fit and proper in the circumstance of the case

Counsel for the Petitioner: MR.T.NARAYANA

Counsel for the Respondent Nos.1 to7: G.P. FOR HOME

The Court at the stage of admission made the following

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ORAL ORDER:

Heard the learned counsel for the petitioner as well as the learned Government Pleader for Home.

2. This Writ Petition is filed seeking to declare the action of the respondents herein, in obstructing the playing of rummy with stakes/syndicate by the members of the petitioner-club as arbitrary, illegal, and consequently direct the respondents not to interfere with the playing of rummy with stakes/syndicate by the members of the petitioner-club within the club premises.

3. Time and again, this Court categorically held that 13 cards game is a game of skill and the respondents shall not interfere with the playing of 13 cards game. Same is the view taken by in a Division Bench of this Court in ***Twin Cities Cinema Cultural Centre (Formerly Twin Cities Club) Vs. Commissioner of Police*** [2002(5) ALT 805 (DB)] in Writ Appeal No.1167 of 2002, dated 29-07-2002**.**

4. Therefore, the respondents are directed not to interfere with the lawful activities of the petitioner-club, particularly with the playing of 13 cards game with or without betting. However, the respondents are at liberty to interfere with the unlawful activities, if any, going on in the petitioner-club and to take appropriate action in that regard.

5. With the above observation and direction, the writ petition is disposed of, at the stage of admission. However, there shall be no order as to costs.

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D.S.R. VARMA, J

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24TH MARCH 2005

ISN/KRK

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The Commissioner of Police, Hyderabad
2 The Deputy Commissioner of Police, West Zone, Saifabad, Hyderabad
3 The Assistant Commissioner of Police, West Zone Punjgagutta, Hyderabad
4 The Deputy commissioner of Police (Task Force), Begumpet, Hyderabad
5 The Inspector of Police (Task Force), Hyderabad, Begumpet, Hyderabad
6 The Inspector of Police Sanjeevareddynagar, Hyderabad
7 The Sub-Inspector of Police, Sanjeevareddynagar, Hyderabad

8 Two CCs to G.P. for Home, High Court buildings, Hyderabad (OUT).

9 Two CD copies